

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED
 18 U.S.C. § 2252(A)(4)(B) - Possession of Child Pornography;
 18 U.S.C. §§ 2253(A)(1) & (A)(3) - Criminal Forfeiture

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY: See Attached

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

DEFENDANT - U.S.

SUSAN Y. BOONE

CLERK, U.S. DISTRICT COURT

DUMAKA HAMMOND NORTHERN DISTRICT OF CALIFORNIA

DISTRICT COURT NUMBER

102

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form BRIAN J. STRETCH

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) THOMAS R. GREEN, AUSA

DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

 1) ☒ If not detained give date any prior summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction
☐ Federal ☐ State
6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT

Bail Amount: NO BAIL

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: Before Judge:

Comments:

PENALTY

CR 16 102

18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography:

JD

If Visual Depictions Do Not Involve Pre-Pubescent Minor:

Maximum Imprisonment:	10 years	
Maximum Fine:		\$250,000
Maximum Supervise Release:	3 years	
Special Assessment:		\$100

If Visual Depictions Do Involve Pre-Pubescent Minor:

Maximum Imprisonment:	20 years	
Maximum Fine:		\$250,000
Maximum Supervise Release:	3 years	
Special Assessment:		\$100

If Defendant has a related Prior Conviction:

Minimum Imprisonment:	10 years	
Maximum Imprisonment:	20 years	
Maximum Fine:		\$250,000
Maximum Supervise Release:	3 years	
Special Assessment:		\$100

FILED

MAR 10 2016

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

FILED

MAR 10 2016

VENUE: Oakland

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

CR 16-102

DUMAKA HAMMOND,

**SEALED BY ORDER
OF COURT**

DEFENDANT.

INDICTMENT

18 U.S.C. § 2252(A)(4)(B) – Possession of Child Pornography;
18 U.S.C. §§ 2253(A)(1) & (A)(3) – Criminal Forfeiture

JOSEPH C. SPEER
UNITED STATES MAGISTRATE JUDGE

A true bill.

Foreman

Filed in open court this 10th day of

March 2016
Karen L. Hom KAREN L. HOM
Clerk

Bail, \$

no bail over warrant

BRIAN J. STRETCH (CABN 163973)
Acting United States Attorney

FILED

MAR 10 2016

SUSAN Y. BOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

**SEALED BY ORDER
OF COURT**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JD

OAKLAND DIVISION

GR 16 102

UNITED STATES OF AMERICA,

Plaintiff,

v.

DUMAKA HAMMOND,

Defendant.

) NO.

) VIOLATION: 18 U.S.C. § 2252(a)(4)(B) –
) Possession of Child Pornography; 18 U.S.C. §§
) 2253(a)(1) & (a)(3) – Criminal Forfeiture

) OAKLAND VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography)

The Grand Jury charges:

From a date unknown to on or about July 16, 2015, in the Northern District of California, the
defendant,

DUMAKA HAMMOND,

did knowingly possess and knowingly access with the intent to view at least one matter which contained
a visual depiction that had been shipped and transported using a means and facility of interstate and

foreign commerce and in and affecting interstate and foreign commerce, and which was produced using materials that had been mailed, shipped and transported in interstate commerce, by any means including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct, and which depiction was of such conduct, in violation of Title 18, United States Code, Section 2252(a)(4)(B) and (b)(2).

FORFEITURE ALLEGATION: (18 U.S.C. §§ 2253(a)(1) & (a)(3) – Criminal Forfeiture)

The allegations contained in Count One of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 2253.

Pursuant to Title 18, United States Code, Section 2253, upon conviction of an offense in violation of Title 18, United States Code, Section 2252, the defendant,

DUMAKA HAMMOND,

shall forfeit to the United States of America:

1. Any visual depiction described in Title 18, United States Code, sections 2251, 2251A, or 2252, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of Title 18, United States Code, Chapter 110;
2. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from the offenses; and
3. Any property, real or personal, used or intended to be used to commit or to promote the commission of the offenses. The property to be forfeited includes, but is not limited to, the following:
 - a. Toshiba laptop computer, serial number ZC020274Q.

If any of the property described above, as a result of any act or omission of the defendant:

1. cannot be located upon the exercise of due diligence;
2. has been transferred or sold to, or deposited with, a third party;
3. has been placed beyond the jurisdiction of the court;
4. has been substantially diminished in value; or

5. has been commingled with other property which cannot be divided without difficulty;
the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21,
United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 2253(b)
and by Title 28, United States Code, Section 2461(c).

DATED:

A TRUE BILL.

March 10, 2016


FOREPERSON

BRIAN J. STRETCH
Acting United States Attorney


DAVID R. CALLAWAY
Chief, Criminal Division

(Approved as to form: )
AUSA THOMAS R. GREEN